IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF NORTH CAROLINA WESTERN DIVISION

No. 5:12-CR-288-FL-1 No. 5:15-CV-571-FL

LIONEL LAMONT COX,)	
Petitioner,)	
v.)	ORDER
UNITED STATES OF AMERICA,)	
Respondent.)	

This matter is before the court <u>sua sponte</u>. On May 20, 2016, this court held petitioner's motion made pursuant to 28 U.S.C. § 2255 in abeyance until his claim raised in light of the Supreme Court's ruling in <u>Johnson v. United States</u>, 135 S. Ct. 2551 (2015) was resolved. Petitioner's <u>Johnson claim is now ripe for review</u>, so this court VACATES the stay order so as to review petitioner's <u>Johnson and non-Johnson claims simultaneously</u>. The <u>Johnson claim has been fully briefed</u>. Because the parties have not fully briefed the non-<u>Johnson claims</u>, the government is DIRECTED to respond to the non-<u>Johnson claims</u> in petitioner's § 2255 motion, as amended (DE 126, 150), within 40 days. Petitioner, proceeding <u>pro se</u> with respect to the non-<u>Johnson claims</u>, will then have 21 days within which to respond.

SO ORDERED, this the 4th day of May, 2017.

United States District Judge